

4066

S005121

2004, 2005, 2006

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **U S STANISLAUS NATL FOREST**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING
U S STANISLAUS NATL FOREST
C/O FOREST SUPERVISOR
19777 GREENLEY RD
SONORA, CA 95370

STATEMENT NO.: **S005121**
CONTACT PHONE NO.: **(209) 962 - 7825**

Source Name: **RACKERBY JACK SPRING**
Tributary To: **UNNAMED STREAM**
County: **Tuolumne**

Year of First Use: **1940**
Parcel Number:

Diversion Within: **NE¼ of NE¼ Section 19 T01N, R18E, MB&M**

STATE WATER RESOURCES CONTROL BOARD
2007 JUN 26 PM 2:05
DIV OF WATER RIGHTS
SACRAMENTO

- A. **Water is Used Under:** Riparian claim _____ Pre-1914 right _____ Other (explain): reservation right
- B. **Year of First Use:** (Please provide if missing above) _____
- C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) X Other _____

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004	1												0.02
2005	1												0.02
2006	1												0.02

- D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering _____; Domestic recreation;
Other (specify) fire protection
- E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)
none
- F. Please answer only those questions below which are applicable to your project.
1. Conservation of water
- a. Are you now employing water conservation efforts? YES _____ NO X
Describe any water conservation efforts you have initiated: _____
- b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:
Reduction in Diversions:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
Reduction in consumptive use:
Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

Reviewed
WS 7/30/07

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ____ NO X.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 06-01 2007 at Groveland, California

SIGNATURE: _____

PRINTED NAME: John R Swanson
(first name) (middle initial) (last name)

COMPANY NAME: USDA Forest Service

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



4066

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

STATE WATER RIGHTS CONTROL
S005121% S% 2003
2001, 2002, 2003

2004 AUG -4 AM 10:59

Please Complete and Return This Form by August 1, 2004.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: U S STANISLAUS NATL FOREST;

DIV. OF WATER RIGHTS
SACRAMENTO

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

U S STANISLAUS NATL FOREST
C/O FOREST SUPERVISOR
19777 GREENLEY RD
SONORA, CA 95370

STATEMENT NO.: S005121
CONTACT PHONE NO.: (209)962-7825

Source Name: RACKERBY JACK SPRING

Tributary To: Unnamed Stream

County: Tuolumne

Diversion Within: NE1/4 of NE1/4 Section 19, T01N, R18E, MB&M

Year of First Use: 1940

Parcel Number:

A. Water is used under: Riparian claim _____ Pre 1914 right _____ Other (explain): reservation right

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are: Gallons _____ Acre-feet _____ Other _____													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2001	1												
2002	1												
2003	1												

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic recreation _____;

Other (specify) Fire Protection

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
none

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ___ NO X
Describe any water conservation efforts you have initiated: _____

b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ___ NO ___

AUG 5 2004

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES ____ NO ____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES ____ NO ____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 7-27, 2007 at Sanora, California
SIGNATURE: John R Swanson
PRINTED NAME: John R Swanson
(first name) (middle init.) (last name)
COMPANY NAME: USDA Forest Service

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS

P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2001.

Owner of Record: U S STANISLAUS NATL FOREST ;

U S STANISLAUS NATL FOREST
19777 GREENLEY RD
SONORA, CA 95370

Statement No: S005121

Password: 04190110000499

Phone Number: (209)962-7825

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Source Name: RACKERBY JACK SPRING

Year of First Use: 1940

Tributary To: UNST

County: Tuolumne

Parcel Number:

Diversion Within: NE1/4 of NE1/4 Section 19, T01N, R18E, MB&M-

- A. Water is used under: Riparian claim _____ Pre 1914 right _____ Other (explain): RESERVATION
Right
- B. Year of first use (Please provide if missing above) 1940
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons _____ Acre-feet _____ Other _____													Total Annual-
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1998	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1999	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
2000	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic Recreation

Other (specify) FIRE PROTECTION

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
NONE

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES ___ NO X
Describe any water conservation efforts you have initiated: _____

- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ___ NO ___

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: OCT 08 2001, 2001 at GROVELAND, California

SIGNATURE: _____

PRINTED NAME: JOHN R. SWANSON
(first name) (middle init.) (last name)

COMPANY NAME: USFS - GROVELAND RD

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

12/18/95
S-5-121
** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS **

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S005121

OWNER OF RECORD: U S STANISLAUS NATL FOREST

U S STANISLAUS NATL FOREST
19777 GREENLEY ROAD
SONORA, CA 95370

Forest Use # 4666

STATE WATER RESOURCES
CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 SEP - 8 PM 12: 00
Groveland

SOURCE: RACKERBY JACK SPRING

TRIBUTARY TO: ~~UNST~~ Corral Creek; trib to Tuolumne R.

COUNTY: TUOLUMNE

DIVERSION

WITHIN: NE¼ OF NE¼ SECTION 19, T1N, R18E, MDB&M.

TELEPHONE NUMBER:

(209) 586-3234 962-7825

YEAR OF FIRST USE: 1940

PARCEL NO:

State Stream Code: 5-011-29-98-1

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim _____; Pre 1914 right _____; Other (explain) Reservation Right
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☒ Acre-feet ☐ (other) _____

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992													12
1993													12
1994													12

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) recreation, wildlife, fire control

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

—

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 7/28, 1995 at , California

SIGNATURE: [Signature]

PRINTED NAME: _____

COMPANY NAME: (FIRST NAME) (M. NAME) (LAST NAME)
USFS

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Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000
901 P ST. SACRAMENTO, CA 95814

STATE WATER RESOURCES
(916) 322-4503
(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

DIV. OF WATER RIGHTS
SACRAMENTO

STATEMENT NO: 005121

U S STANISLAUS NATL FOREST
19777 GREENLEY ROAD
SONORA, CA 95370

TELEPHONE NUMBER:
(209) 962-7825

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: RACKERBY JACK SPRING

TRIBUTARY TO: UNNAMED STREAM

COUNTY: TUOLUMNE

DIVERSION

WITHIN: NE1/4 OF NE1/4 SECTION 19, T01N, R18E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ _____ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1989	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	
1990	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____

Stockwatering ☒ _____

Domestic _____

Other (specify) Recreationists, wild life, fire control

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

None

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

None

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: March 4, 1991, at Crowland, California

Signature: William J. Hana

For District Ranger

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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Stanislaus National Forest

Forest Notification No. 16-104

State Stream Code No. 5-011-29-00-1

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

NOTIFICATION OF EXISTING WATER USE

TO THE STATE WATER RIGHTS BOARD OF THE STATE OF CALIFORNIA:

The UNITED STATES OF AMERICA, acting by and through the FOREST SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE, hereby notifies you of the following existing water use on reserved land in California within the Tuolumne River watershed of the Stanislaus (National Forest) (~~National Grassland~~)* for National Forest System purposes:

- (1) The source of the water used is Rackerby Jack Spring
 (stream, lake, spring, or well;
-
- , located in Tuolumne County,
if unnamed, so state)
- California, which source is tributary to Ferral Creek.
- (2) The point of diversion is:
-
- (bearing and distance or coordinate
 _____ being within
 distances from section or quarter section corner)
~~the NE 1/4~~ of Section 19, Township 1N, Range 18E,
 (40-acre subdivision)
- Mt. Diablo Base and Meridian.
- (3) The amount of water used is as follows: (Complete only applicable items)
- (a) For diversion and direct application to beneficial use:
 AFA
.02 cubic feet per second, the diversion commencing Jan 1

***Strike out inapplicable words.**

and ending Dec 31 of each year.

- (b) For diversion, storage, and later application to beneficial use: acre-feet per annum, to be collected between and of each year.

- (4) The use(s) to which the water is put is(are) the following:

Stock Water & Domestic
(domestic, irrigation, power, recreation, stock water, fire control, or fish culture)

- (5) The place where the water is used is Rackerby Jack Spring
(commonly used name or local

 , in the NE-NE-NE of Section 19,
designation) (40-acre subdivision)

Township 1N, Range 18E, Mt. Diablo Base and Meridian, in
Tuolumne County, California.

- (6) If said place of use of the water covered by this notification is also served by water covered by another notification or by a water right from the State:

- (a) The number of the Forest Notification of the Stanislaus
National Forest is .

- (b) The number of the State (permit) (license)* is issued
pursuant to application number .

- (7) The water used covered by this notification commenced in the
year 1940.

- (8) If the water use covered by this notification is by a person on
entity occupying National Forest land under a special use permit:

- (a) The permittee is named .

*Strike out inapplicable word.

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(b) The permit was issued for the purpose(s) of _____
_____.

SAID PERMITTEE DOES NOT HAVE A WATER RIGHT UNDER CALIFORNIA LAW
COVERING THIS USE.

The foregoing diversion and use are made pursuant to a withdrawal and
reservation of the affected land and resources thereon for National Forest
System purposes. The effective date of said withdrawal and reservation
is February 2, 1897.

A map, if available, showing points of diversion and use is attached
hereto.

The United States of America gives this notification to the State
in the interest of comity, and does not concede that the State has power
to regulate the rights of the United States to use of the water.

DATED this 12th day of June, 1970

UNITED STATES OF AMERICA

By J. W. Deinema
Regional Forester, California Region
Forest Service

RECEIVED
COMMUNICATIONS
DIVISION
JUN 12 1970